



1111074

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Michael D. Peterson et al.

Examiner: Robin Annette Hylton

Serial No.: 09/658,374

Group Art Unit: 3727

Filed: September 8, 2000

Ext T Done

Title: CORROSION RESISTANT VENTS WITH INTEGRAL FILTER

BRIEF ON APPEAL (REVISED)

Mail Stop: Appeal Brief Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RECEIVED

MAY 06 2004

TECHNOLOGY CENTER R3700

In response to the Office Communication of April 1, 2004 referencing Appellant's Appeal Brief filed October 17, 2003, Appellants submit herewith a Brief On Appeal (Revised). Three Copies of Appellant's revised Brief of Appeal are provided. This is an appeal from the third decision of the Examiner dated June 17, 2003 rejecting all of Appellant's claims, the second rejection having been the Final Rejection of December 2, 2002. A check for the statutory fee of \$220.00 covering the filing of the original Brief On Appeal and a One-Month Extension Of Time was filed with the original brief.

In this Brief On Appeal, rejections of claim 1 based on obvious-type double patenting are not at issue since the Examiner has accepted Appellant's Terminal Disclaimer regarding Wickland '050 and '304.

NFTIN-9

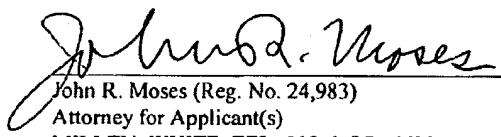
05/03/2004 ENTRANCE 00000001 133402 09658374

01 102251 55.00 DA

(9) CONCLUSION

In view of the Terminal Disclaimers, arguments and authorities presented above, Appellants respectfully request that the Examiner's action in making and maintaining the numerous rejections of the third Office Action in this matter be reversed and that this application be allowed.

Respectfully submitted,



John R. Moses (Reg. No. 24,983)
Attorney for Applicant(s)
MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
Arlington Courthouse Plaza I, Suite 1400
2200 Clarendon Boulevard
Arlington, Virginia 22201
(703) 812-5309 [Direct Dial]
(703) 243-6410 [Facsimile]
Internet Address: moses@mwzb.com

Filed: May 3, 2004